JUDGE PRESKA

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA WAIVER OF INDICTMENT

> v. 08 Cr.

DAVID SANTANA,

Defendant.

08 CRIM 738

DAVID SANTANA, the defendant, who is accused of violating Title 18, United States Code, Section 922(g)(1), being advised of the nature of the charge and of his rights, hereby waives, in open Court, prosecution by indictment and consents that the proceeding may be by information instead of by indictment.

USDC SDNY DOCUMENT ELECTRONICALLY FILED

Defendant

Witness

Date:

New York, New York August 1, 2008